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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: W. GOBUSH

Attorney Doc. et No. 20002.0162

Application No.: 10/002,174

Group Art Un t: 3713

Filed: December 5, 2001

Examiner. K. Nguyen

For: PERFORMANCE MEASUREMENT SYSTEM WITH FLUORESCENT MARKERS FOR GOLF

**EQUIPMENT** 

## TERMINAL DISCLAIMER UNDER 37 CFR § 1.321(c)

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Petitioner, Sean P. O'Hanlon, represents that he is one of the attorne,'s of record for Acushnet Company, the assignee of the entire right, title and interest in and the above-identified application by virtue of an assignment to Acushnet Company from William GOBUSH, Diane PELLETIER, Mitchell E. LUTZ, and Laurent C. BISSONNETTE that was ecorded at Reel 012349 / Frame 0238 on December 5, 2001.

Pentioner hereby disclaims the terminal part of any patent granted or the above-identified application that would extend beyond the expiration date of U.S. Patent No. 5,758,759, filed February 14, 2001, from application no. 09/782,278, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during : uch period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,758,759.

Peditioner further agrees that this agreement is to run with any patent granted on the aboveidentified application and is to be binding upon the grantee, its successors, at d assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Pater t No. 6,758,759 in the event that any such patent later: expires for failure to pay a maintenance fee, s held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title and stated above.

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Petitioner hereby confirms that he has reviewed the assignment and, to the best of his knowledge and belief, title is in the assignee seeking to take action in this matter and that he is empowered to act on behalf of Acushnet Company.

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so make are punishable by fine or imprisonment, or both, under Section 1001 of Title 1:1 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: October 7, 2004

Sean P. O'Hanlon, Registration No. 47,252
Attorney for Assignee Acushnet Company

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